IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.22286 of 2008

SK.WAIZUL
S/o- Late Sk. Jokhu
R/o- Village Baijnathpur
P.S. – Ghorasahan (Jharokhar
District – East Champaran

Versus

1.THE STATE OF BIHAR
2. Talima Khatoon
W/o- S.K. Haroon
D/o- S.K. Islam
R/o- Baijnathpur (Jharokhar)
District – East Champaran (Motihari)

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4. 07.11.2008 Heard learned counsel for the petitioner, the State and Opposite Party No. 2 who has appeared pursuant to the notice issued by this court.

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A counter affidavit has been filed on behalf of the Opposite Party No. 2

Petitioner is an accused in a case registered for the offences under Sections 498, 376 and 511 of the Indian Penal Code.

It has been submitted on behalf of the petitioner that the present case has been lodged at the instance of persons who are inimical to the family of the petitioner.

Learned counsel for the Opposite Party No. 2 has stated in the counter affidavit that the present case was lodged against the petitioner under the pressure of

some enemies and as such they have settled the matter. He further submits that the complainant has also taken divorce from the son of the petitioner.

Learned counsel for the State on perusal of the case diary submits that the witnesses have not supported the allegation made in the complaint.

Having considered the submissions, as noticed above, and in the facts and circumstances of the case, it is directed that in the event of arrest or surrender within a period of four weeks from today, the petitioner, named above be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Sub-Divisional Judicial Magistrate, Sikarhana in connection with Ghorashahan (Jharokhar) subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

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Jagdish/- **(Shailesh Kumar Sinha,J)**